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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: )  
WRIGHT ET AL. )  
 )  
Serial No. 09/976,647 ) Examiner: D. Crosland  
 )  
Filing Date: October 11, 2001 ) Art Unit: 2612  
 )  
Confirmation No. 2560 )  
 )  
For: WIRELESS, GROUND LINK-BASED ) Attorney Docket No.  
AIRCRAFT DATA COMMUNICATION ) ASD-15 (51021-CON1)  
SYSTEM WITH ROAMING FEATURE )  
 )

CITATION UNDER 37 CFR §1.97

VIA EXPRESS MAIL

MS Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached is Form PTO-1449A listing several references for consideration in the examination of the above-identified application. In accordance with current USPTO procedures published 05AUG2003, in 1276 OG 55, copies of the U.S. patent documents cited in the Form 1449A are not attached. The undersigned would be happy to provide copies of these references if requested. Copies of non-U.S. patent documents, if any, are attached. It is requested that this reference be considered by the Examiner and officially made of

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record in accordance with the provisions of 37 CFR §1.97 and Section 609 of the MPEP.

Under the duty of disclosure, Applicants submit the Plaintiff and Counter-Defendant Teledyne Technologies, Incorporated's Responsive Claim Construction Brief concerning litigation pending between Teledyne Technologies, Inc. and Honeywell International, Inc., a licensee of Harris Corporation. The subject matter concerns the Teledyne U.S. Patent No. 6,181,990 in which Applicants had copied claims verbatim from that patent. Thus, the subject matter of the '990 patent is currently in litigation in the United States District Court for the Central District of California, Western Division.

Applicants note the claim construction reported by Teledyne on pages 13 and 14 of the Brief in which the flight data, subject of the new matter rejection for the above-identified patent application and copied claims, includes more than the five parameters because these parameters are known to those skilled in the art. Thus, the claim construction proposed by the patentee of the '990 patent emphasizes that the flight data and parameters copied in the Claims in the Request for Interference and subject to this Appeal are not new matter.

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The Commissioner is hereby authorized to charge the  
fee in the amount of \$180.00 to the Harris Corporation Deposit  
Account No. 08-0870.

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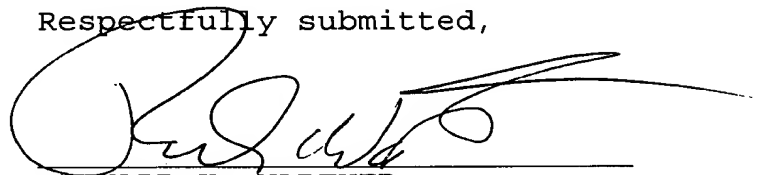
EXPRESS MAIL NO: EV 366741522 US

DATE OF DEPOSIT: January 14, 2008

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Respectfully submitted,



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